

City Council Agenda

Council President
Brad Castillo

Councilmembers

Tom Boyajian
Brian Calhoun
Mike Dages
City Manager
Daniel G. Hobbs

City Clerk
Rebecca E. Klisch , CMC

Jerry Duncan
Henry T. Perea, Acting President
Cynthia Sterling
City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

DECEMBER 21, 2004

If you would like to speak fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on (www.ci.fresno.ca.us). The Council meeting can also be heard live at the same web site address, and viewed live on Cable Channel 96 from 8:30 a.m. – 4:30 p.m.

8:30 A.M. ROLL CALL

Invocation

Pledge of Allegiance to the Flag

Proclamation of "DAN O'BRIEN" DAY" – Councilmember Duncan

Approve City Council minutes of December 7 and 14, 2004

Action Taken:

Approve Fresno Joint Powers Financing Authority minutes of December 14, 2004

Action Taken:

Council action on unscheduled items if any shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council there will first be a staff presentation followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

1. GENERAL CONSENT CALENDAR

(All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered immediately thereafter.

- A. RESOLUTION -** Approving the Final Map of Tract Map No. 5247, and accepting public uses therein; authorize the Public Works Director, Fire Chief, Public Utilities Director and the Planning and Development Director to execute the necessary documents – Planning and Development Dept.

Action Taken:

- 1. RESOLUTION –** Authorizing the Public Works Director to execute certain agreements related to common use of easements with the Fresno Irrigation District

Action Taken:

CONTESTED CONSENT CALENDAR

2. CITY COUNCIL

- A. RESOLUTION –** Approving an economic development agreement between the City of Fresno and The Zone Sports Center, LLC and the Granite Park Kids' Foundation relating to a 42-acre retail complex and adjacent sports fields; and approving the primary terms and contingent purchase agreement between the City of Fresno and Bank of the West relating to the sports field; authorizing the execution and delivery of the agreements and documents and taking of all necessary actions relating to the transactions – Council President Castillo

Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS

- 8:30 A.M. HEARING** to consider Plan Amendment Application No. A-04-30, Rezone Application No. R-04-97, and proposed Final Environmental Impact Report (EIR) No. 10134, filed by Gary Vigen on behalf of Running Horse, LLC., pertaining to approximately 461 acres generally bounded by W. Whites Bridge Avenue, S. Hughes Avenue, W. Church Avenue, and S. Marks Avenue (Running Horse) ***(Property located in District 3)***

Action Taken:

- 1. RESOLUTION –** Adopting and certifying Final Environmental Impact Report (EIR) No. 10134

Action Taken:

- 2. RESOLUTION –** Amending the 2025 Fresno General Plan and the Edison Community Plan (Plan Amendment Application No. A-04-30)

Action Taken:

- 3. BILL -** Amending the Official Zone Map to rezone the subject property from the M-1 (*Light Manufacturing*), R-A (*Single Family Residential Agricultural*), C-6 (*Heavy Commercial*), AE-5/UGM (*Exclusive Five Acre Agricultural/Urban Growth Management*), AL-20 (*County - Limited Twenty Acre Agricultural*) zone districts to the R-1/UGM/cz (*Single Family Residential/Urban Growth Management/conditions of zoning*) and R-2/UGM/cz (*Low Density Multiple Family Residential/Urban Growth Management/conditions of zoning*) zone districts

Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

9:00.A.M.

PUBLIC COMMENT PERIOD – No Council action except to place on future agenda. Presentation limited to three (3) minutes:

- A. **UNSCHEDULED COMMUNICATION** – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least ten (10) days prior to the desired date.

9:05 A.M.#1

CLOSED SESSION

- A. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8**

1. **Property:** Parcels at 800 "M" Street and 880 "M" Street
Negotiating Parties: Andrew Souza and Daniel Hobbs; Ophelia Family Trust
Under Negotiation: Negotiation of price for acquisition and lease of property
Action Taken:

9:05 A.M.#2

CLOSED SESSION ANNOUNCEMENTS (IF ANY)

SCHEDULED COUNCIL HEARINGS AND MATTERS

Dec.	28 -	NO MEETING – NEW YEAR'S WEEK	
Jan.	4 -	(TIME TO BE DETERMINED) Installation of Mayor and Councilmembers	
		1.	Council President rotation – Councilmembers Calhoun and Westerlund
Jan.	4 -	2:30 P.M.	HEARING re: Community Facilities District No. 2, Annexation No. 84, Final Tract Map No. 5247
Jan.	4 -	2:35 P.M.	HEARING re: Community Facilities District No. 2, Annexation No. 85, Parcel Map No. 03-24
Jan.	4 -	2:40 P.M.	HEARING re: Rezone Appl. No. R-04-31, filed by Gary Giannetta, on behalf of McCaffrey Group, Inc.
Jan.	11 -	9:45 A.M.	Discussion/Direction re: development of Fresno International Motor Speedway Complex – Councilmember Dages
Jan.	11 -	10:15 A.M.	HEARING re: Rezone Appl. No. R-04-60, filed by Douglas Dunbar and Wallace Barthull, property located on the n/e corner of E. North and S. Orange Avenues
Jan.	11 -	10:30 A.M.	CONTINUED HEARING - To consider the adoption of a resolution to vacate a portion of N. Marks Avenue south of Freeway 99
Jan.	11 -	10:45 A.M.	HEARING re: Rezone Appl. No. R-04-51, filed by Yamabe & Horn Engineering, on behalf of Century Developers, LLC.
Jan.	11 -	11:00 A.M.	CONTINUED HEARING to consider adoption of a resolution by the Redevelopment Agency approving five-year redevelopment implementation plans for four (4) redevelopment project areas
Jan.	11 -	2:30 P.M.	HEARING to consider Rezone Appl. No. R-04-72, filed by David McMurry
Jan.	11 -	2:45 P.M.	Final Report on City of Fresno Sustainable ("Green") Building Policies Historic Preservation Commission Annual Report (FY 2004) Report on the Bungalow Court Survey Nominations to the Local Register of Historic Resources: J.M. Menend/Murray Ice Cream Company Building, 175 Fulton Street (District 3) W.P. Cutting Flats 2-8, 10-16 N. San Pablo Avenue (District 3)
Jan.	25 -	10:00 A.M.	Adoption of MFS Resolution amendments pertaining to Fire Inspection Fees

SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

Jan.	25 -	4:30 P.M.	CONTINUE HEARING to consider Fresno City Planning Commission decision regarding Conditional Use Permit (CUP) Application No. C-02-226, and environmental findings, filed by Wilkins Enterprises
Mar.	1 -	To be set	WORKSHOP to consider implementation and use of traffic signal fees and implementation of new Community Facilities District (CFD) – Councilmember Dages

(Future workshops – dates to be determined)

WORKSHOP re: SEMS

(June) WORKSHOP – Follow-up discussion regarding Caltrans discussion held 12/7/2004